



RESOLUTION No. 2014-3148

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH PARAMETRIX, INC. TO COMPLETE ADDITIONAL RELOCATION DESIGN WORK AS REQUESTED BY THE OREGON DEPARTMENT OF TRANSPORTATION FOR THE WYNOOSKI TO RIVERFRONT UTILITIES PROJECT IN THE AMOUNT OF \$80,627.00, AND TO NEGOTIATE AND APPROVE ANY FUTURE CONTRACT AMENDMENTS AS NEEDED NOT TO EXCEED AN ADDITIONAL 15 PERCENT OF THE REVISED CONTRACT AMOUNT OF \$971,397.00.

RECITALS:

1. On October 24, 2013, the city executed a professional services agreement with Parametrix, Inc. in the amount of \$678,394.00, as authorized by Resolution No. 2013-3083 passed by council on October 7, 2013, to complete the city's utilities design on S. Springbrook Road (known as Phase 1G of the Oregon Department of Transportation (ODOT) Newberg-Dundee Bypass Project) and the utilities relocation design for the Wynooski to Riverfront Utilities Project (known as Phase 1E of the ODOT Newberg-Dundee Bypass Project).
2. On January 24, 2014, ODOT authorized the city to perform additional work (design and construction) to resolve the Avalon Mobile Home Park sewer force main conflicts on Sandoz Road, resulted in the first contract amendment with Parametrix, Inc. for \$52,296.00.
3. On February 20, 2014, ODOT identified new utility conflicts for the city's existing wastewater conveyance system due to the proposed bridge shoring for the bypass structure over River Street, and required the city to also evaluate the structural integrity for the city's Pacific Street wastewater conveyance system that will be impacted by the bypass project. Contract Amendment No. 2 for \$160,080.00 was approved by Council by Resolution No. 2014-3120.
4. On May 20, 2014, after a careful review of the facts provided by the city for the Pacific Street wastewater conveyance system, ODOT determined that it is in ODOT's best interest long term to relocate the trunk line in 12th Street between Pacific Street and River Street. The selected option is to reroute it into 11th Street from Pacific to River, thence down River Street, passing under the elevated portion of the proposed bypass bridge structure. This option has the compelling advantage of resolving not only the immediate Phase 1E conflict but also will resolve potential future conflicts with the full build out bypass project.
5. The above mitigation for the wastewater system conflicts creates the need for additional consultant design work, increasing the total contract over 10 percent of the original contract amount. Therefore, staff is requesting the council to authorize the City Manager Pro Tem to execute Amendment No. 3 for the professional services agreement with Parametrix, Inc., and to further authorize future contract negotiations and amendments as needed not to exceed an additional 15 percent of the revised

contract amount of \$971,397.00.

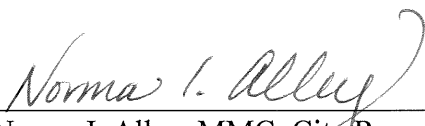
6. Parametrix, Inc. submitted a detailed amendment outlining the scope of work for the proposed Amendment No. 3 with a justifiable phase-by-phase cost breakdown, which is attached as Exhibit A, and hereby adopted and by this reference incorporated. The existing trunk line will be upsized from 30 inch diameter to 36 inch diameter per current wastewater conveyance master plan.
7. ODOT will reimburse the city for all eligible costs for the additional work requested by ODOT. However, the cost difference between the 30 inch and the 36 inch diameter trunk line is not reimbursable. The reimbursements are subject to ODOT's final review and approval.

THE CITY OF NEWBERG RESOLVES AS FOLLOWS:

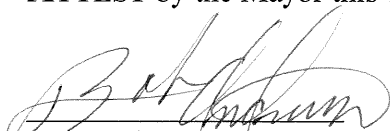
1. The city council, acting as contract review board for the city, does hereby authorize the city manager to execute Amendment No. 3 for the professional services agreement with Parametrix, Inc. to complete additional utilities relocation design work requested by ODOT for the Wyooski to Riverfront Utilities Project in the amount of \$80,627.00.
2. The city council, acting as contract review board for the city, does hereby authorize staff to enter contract negotiations and execute amendments as needed in future, not to exceed an additional 15% of the revised contract amount of \$971,397.00.

➤ **EFFECTIVE DATE** of this resolution is the day after the adoption date, which is: June 17, 2014.

ADOPTED by the City Council of the City of Newberg, Oregon, this 16th day of June, 2014.


Norma I. Alley, MMC, City Recorder

ATTEST by the Mayor this 19th day of June, 2014.


Bob Andrews, Mayor